

Message Text

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12
ACTION EA-10

INFO OCT-01 ISO-00 EUR-12 SCS-03 CIAE-00 INR-07 NSAE-00

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R 090720Z MAY 75
FM AMEMBASSY TAIPEI
TO AMEMBASSY LONDON
INFO SECSTATE WASHDC 2123
AMCONSUL HONG KONG

C O N F I D E N T I A L TAIPEI 2553

E.O. 11652: GDS
TAGS: CASC, UK, TW, PFOR, (WO, KWAN)
SUBJECT: ARREST OF SEAMAN - KWAN WO

REF: A. LONDON 1318
B. TAIPEI 0622

1. IN RESPONSE TO THE EMBASSY'S REQUEST FOR INFORMATION ON THE NATURE OF THE CHARGES AND THE PRESENT STATUS OF MR. KWAN WO'S CASE, MOFA SENT THE FOLLOWING LETTER DATED APRIL 11, 1975: QUOTE. WITH REFERENCE TO YOUR LETTER DATED FEBRUARY 4, 1975 CONCERNING THE CASE OF MR. KWAN WO, THE PURSER OF THE BRITISH MERCHANT VESSEL "DERWENTFIELD", I WISH TO INFORM YOU THAT, ACCORDING TO THE INFORMATION PROVIDED BY THE AUTHORITIES CONCERNED, MR. KWAN WO, A CHINESE NATIONAL, WAS ARRESTED AT KEELUNG ON JANUARY 4, 1975 ON THE CHARGE OF SUBVERSIVE ACTIVITIES. HE IS NOW UNDER PROSECUTION IN ACCORDANCE WITH THE PROCESS OF LAW. VERY TRULY YOURS, SHEN KE-CHIN, DEPUTY DIRECTOR, TREATY DEPARTMENT. END QUOTE.

2. EMBOFF PERSONALLY CALLED ON MR. SHEN TO DETERMINE IF FURTHER INFORMATION MIGHT BE FORTHCOMING IN INFORMAL DISCUSSION. ASIDE FROM THE FACT THAT SUBJECT IS BEING TRIED UNDER ARTICLE FIVE OF THE CHINESE CRIMINAL CODE, NO FURTHER INFORMATION PROVIDED BY MR. SHEN.
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3. ARTICLE FIVE CITED ABOVE STATES QUOTE THIS CODE SHALL APPLY TO EACH OF THE FOLLOWING CATEGORIES OF OFFENSES COMMITTED OUTSIDE THE TERRITORY OF THE REPUBLIC OF CHINA:
1. OFFENCES AGAINST THE INTERNAL SECURITY OF THE STATE;

2. OFFENCES AGAINST THE EXTERNAL SECURITY OF THE STATE.
END QUOTE. REMAINING SIX SUB-HEADINGS OF ARTICLE FIVE
CONCERN CRIMES OF COUNTERFEITING CURRENCY, PIRACY,
COUNTERFEITING SECURITIES, INSTRUMENTS, SEALS, AND DRUG
TRAFFICKING.

4. COMMENT: WE BELIEVE IT MOST PROBABLE THAT THE SUBJECT
IS IN THE CUSTODY OF AN AGENCY OF THE MINISTRY OF JUSTICE.
SINCE THE GROUPE CLERLY STATES IT CONSIDERS THE SUBJECT A
CHINESE NATIONAL UNDER ITS JURISDICTION, SINCE THE
EMBASSY DOES NOT HAVE INFORMATION WHICH SUGGESTS HE IS A
BRITISH SUBJECT, AND SINCE IN ANY EVENT WE UNDERSTAND
THE HMG DOES NOT AFFORD PROTECTION FOR DUAL NATIONALS
IN THE COUNTRY OF THEIR SECOND NATIONALITY, WE DO NOT FEEL
FURTHER REPRESENTATIONS WOULD BE APPROPRIATE AND DOUBT
THAT THEY WOULD RESULT IN FURTHER INFORMATION. POPPLE

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<< END OF DOCUMENT >>

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